

FISCAL NOTE
SB 398 - HB 1371

April 19, 2004

SUMMARY OF BILL:

1. Provides that defendants under a government supported or sponsored pre-trial release program must also meet the following criteria:
 - The person must not have been previously convicted of a criminal offense;
 - The person may only be released if charged with a non-violent misdemeanor;
 - The person must have sufficient ties to the county where the charges originate; and
 - The person must not have been previously found guilty of failure to appear at court.
2. Provides that all records pertaining to adult offenders released with conditions would be open to the public.

ESTIMATED FISCAL IMPACT:

Increase Local Govt. Expenditures* - Exceeds \$1,000,000

Estimate assumes over 4,000 person annually in Davidson and Shelby Counties would spend additional days in jail ranging from two to ten days before release could be achieved when denied release through the pre-trial release programs under the provisions of the bill.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director